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January 17, 2006

BY ELECTRONIC FILING

The Honorable Kent A. Jordan  
United States District Court  
844 King Street  
Wilmington, DE 19801

Re: Boehringer Ingelheim v. Barr; C.A. No. 05-700 (KAJ)  
Boehringer Ingelheim v. Mylan; C.A. No. 05-854 (KAJ)

Dear Judge Jordan:

Attached is a proposed Scheduling Order for discussion during the January 26, 2006 telephone conference. Subject to the Court's approval, the parties have agreed on all of the provisions, except for three issues noted in the preamble, and paragraphs 3.a and 18.

Respectfully,

*/s/ Jack B. Blumenfeld (#1014)*

Jack B. Blumenfeld

JBB/bls

cc: Peter T. Dalleo, Clerk (By Hand)  
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